



Fire Code Review Committee  
Thursday, August, 25 2016 @ 3:00 pm  
Large Conference Room 266  
300 S Fire Central Place  
Tucson, AZ 85701

## LEGAL ACTION REPORT

### Legal Action Report

#### 1. Call to Order/Roll Call

**Present:**

Elliot A. Berg  
Mark S. Favara  
Steven P Herzog (3:18pm)  
Lynn Kastella  
Jim Kazal

James S. Palmer

Leo Quesada (3:20pm)

Burton (Buzz) Wright  
Glenn D'Auria  
Deputy Chief Carsten  
Rachel Duarte  
Ken Brouillette

**Guests:**

None.

A quorum was established.

**Absent:**

Daniel Matlick

Jennifer M. Peel-Davis

Daniel Uthe

#### 2. Introductions:

None.

#### 3. Approval of Minutes: July 21, 2016:

A motion to approve the minutes was made by Mr. Kazal with a second by Mrs. Kastella.  
Minutes approved by unanimous vote.

#### 4. Correspondence:

E-mail from Mr. Matlick dated 24 Aug. 16 (see item #8 below).

#### 5. Election of Officers:

In accordance with Article 5 By-Laws Par. 501 election of Chair and Vice Chair performed.  
A motion was made by Mr. Kazal to retain the current Chair and Vice Chair for another term.  
The motion was seconded by Mrs. Kastella, and passed by unanimous vote.

#### 6. Fee Schedule and Permit Submittal Changes:

Staff reported that the proposed amendments to the 2012 IFC were presented to Mayor & Council August 9, 2016 and approved with a modification to the definition of "Mobile food preparation vehicle". Enforcement is scheduled to begin September 1, 2016. Discussion followed.

No Action Taken.

**7. Off-Site Monitoring Technologies:**

Mr. Favara made a motion to postpone discussion on this topic until the next regularly scheduled meeting. The motion was seconded by Mr. Berg and passed by a unanimous voice vote.

**8. Review of Proposed Modification 2015 IFC Ch. 1 - 6:**

Mr. Kazal made a motion to accept staffs proposed modifications to Ch. 1-6. The motion was seconded by Mrs. Kastella. The motion was opened for discussion.

Inspector D'Auria reviewed Mr. Matlicks e-mail dated 24 Aug. 16 and offered the following:

Item #1: Reference IFC Sec. 105.6.17.3; Type IIIA liquids (Bio-Diesel) added 2 code cycles back.

Item #2: IFC Ch 3 regulates "Open Flame", Set Backs" & "Separation" for the mobile food trucks.

Item #3: Inspections will be performed during the Fire Departments regular business hours (M-F; 7:00 am – 5:30 pm)

Item #4: Intersection setbacks, etc. are regulated by the Land Use Code (sight visibility triangles).

Mr. Kazal made a motion to accept staffs proposed modifications to Ch. 1 Sec 102 through 104 as submitted. The motion was seconded by Mrs. Kastella. Motion passed by unanimous voice vote.

Discussion:

Sec. 105.4.1 Submittals: Mr. Wright proposed an amendment to delete the words "*where required by the statutes of the jurisdiction in which the project is located.*" from the last sentence. Discussion followed.

Mr. Palmer motioned to retain the text of Sec. 105.4.1 as written. Mr. Favara seconded. The motion passed by majority voice vote with Mr. Wright in dissent.

Mr. Kazal made a motion to accept staffs proposed modifications for the balance of Ch. 1 as submitted noting the correction of the typo in Sec 108.4. The motion was seconded by Mrs. Kastella.

Motion passed by unanimous voice vote.

Mr. Kazal made a motion to accept staffs proposed modifications for Ch. 2 as submitted. The motion was seconded by Mr. Favara.

Discussion:

Staff will add a definition for CNG.

Staff will verify consistency of the proposed definition for "Group E, day care facilities with IBC Sec. 310.5.1

Mr. Kazal amended his motion to continue the item at the next regularly scheduled meeting. Second agreed.

Staff will make necessary revisions and resubmit the Ch. 2 modifications for approval at the next regularly scheduled meeting.

Mr. Palmer made a motion to accept staffs proposed modifications for Ch. 3 as submitted. The motion was seconded by Mr. Favara.

Discussion:

Sec. 319 pertains to Mobile Food Trucks only. See Ch. 6 for commercial cooking facilities.

Mr. Wright questioned the capacity requirements for cooking oil storage tanks and containers. And the venting requirements.

Mr. Palmer amended his motion to continue the item at the next regularly scheduled meeting. Second agreed.

Staff will make necessary revisions and resubmit modifications for approval at the next regularly scheduled meeting.

Mr. Favara made a motion to accept staffs proposed modifications for Ch. 4, 5 & 6 as submitted. The motion was seconded by Mr. Berg.

Discussion:

Staff will review the request to add a reference to NFPA-291 in Sec. 507.1

Mr. Favara amended his motion to continue the item at the next regularly scheduled meeting. Second agreed.

**9. Call to the Audience:**

Performed.

**10. Future Agenda Items:**

- Off-Site Monitoring Technologies.
- Review of Proposed Modifications Ch.2, 3, 4, 5, & 6.
- Review of Proposed Modifications Ch. 8 & 9.
- To be determined.

**11. Next Meeting Date:**

September 29, 2016. 3:00pm

**12. Adjournment – Meeting adjourned.**